17CV 66

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
--X
STEVEN JUDE,

Plaintiff, JURY TRAIL DEMANDED

-against-

Complaint

THE CITY OF NEW YORK, a municipal Corp; DEPARTMENT OF CORRECTION, ("DOC") a municipal Corp; JOESEPH PONTE, The Commissioner of New York City Dept of Corrections; MAXSOLAINE MINGO, Warden at ("AMKC"); CORIZON HEALTH, INC: Dr. JAY COWAN, regional Medical Director; DR. HOMER VENTERS; Dr. ZACHARY ROSNER, Asst Director of Health Affairs; Dr. LUIS CINTRON, Deputy Medical Director; HEALTH AND HOSPITAL CORP, ("HHC"); MARILYN SILVA, R.N., CCHP, regional Asst Director of Nursing; ERIK BERLINER, Disability Rights Coordinator; NINA EDWARDS, Disability Rights Coordinator

Defendants,
--X

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SDNY PRO SE OFFICE
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S.D. OF N.Y.

I. Complaint

Plaintiff STEVEN JUDE, pro-Se for his complaint States as follows:

II. PArties, Jurisdiction and Venue

1. plaintiff STEVEN JUDE, was confined at the Anna M. Kross center, hereinafter refereed to as ("AMKC") a municipal City jail located on Rikers Island, at 18-18 Hazen Street, East Elmhurst, NY 11370 in the City of New York.

2. Plaintiff STEVEN JUDE, is and was at all mentioned times herein an registered "Legally Blind" individual with a disability and a citizen of the United States as well as a resident of the State of new York.

3. Defendant CITY OF NEW YORK, was and still is a municipal Corp duly organize and existing under and by the virtue of the laws of the State of new York.

4. Defendant DEPARTMENT OF CORRECTIONS, (hereinafter referred to as ("DOCS") was at all relevant times herein a duly authorized public authority and||or correction Department, authorized to perform all functions of a correction Department as per the applicable sections of the afoermentioned municipal corporation CITY OF NEW YORK.

5. Defendant JOESPH PONTE, was at all relevant times herein the Commissioner of the New York City Department of Corrections for the CITY OF NEW YORK, with the responsibility for operating and maintaining detention, penal, and corrective institutions within the CITY of NEW YORK, including the North Infiirmary Command, ("NIC") and the Anna M. Kross Center, (AMKC).

6. Defendant MAXSOLAINE MINGO, is and was at all relevant times herein the warden of the municipal detention center Known as the Anna M. Kross center, ("AMKC") for the CITY OF NEW YORK, as warden of the prison, Defendant manages it's day-to-day operations and excutes iys policies and procedures.

7. Defendant CORIZON HEALTH, INC. is and was at all relevant times herein engaged in providing medical services for the CITY OF NEW YORK in the CITY'S ("DOCS") detention facilities, including the North Infirmary Command, ("NIC") and the Anna M. Kross, ("AMKC"), under a contract with the CITY OF NEW YORK, CORIZON HEALTH, INC acted in the capacity of agent, servant, and employee of the CITY OF NEW YORK, and is being sued in it's individual capacity.

8. Defendant JAY COWAN, is and was at all relevant times herein an employee of CORIZON HEALTH, INC, with the responsibility as the Regional Medical Director and acted as an agent of CORIZON HEALTH, INC and the CITY to provide medical services in the CITY'S DETENTION FACILITIES.

9. Defendant Dr. HOMER VENTERS, is and was at all relevant times herein an employee of CORIZON HEALTH INC with the responsibility as a supervisor and acted as an agent of CORIZON HEALTH,INC to provide medical services in the CITY'S detention facilities.

10. Defendant ZACHARY ROSNER, is and was at all relevant times herein an employee of CORIZON HEALTH, INC, with the responsibility as the Asst. Director of Health Afairs and acted as an agent of CORIZON HEALTH, INC and the CITY to provide medical services in the CITY'S detention facilities.

11. HEALTH AND HOSPITAL CORP, ("HHC"), is and was at all relevant times herein engaged in providing medical services for the CITY OF NE WYORK, in the CITY'S ("DOCS") detention facilities, including the North Infirmary Command, and Anna M. Kross Center, ("AMKC") under a contract with the CITY OF NEW YORK, CORIZON HEALTH, INC. acted in the capacity of agent, servant, and employee of the CITY OF NEW YORK, and is being sued in its individual capacity.

12. Defendant MARILYN SILVA, RN, CCHP, is and was at all relevant times nerein an employee of CORIZON HEALTH, INC with the responsibility as the Regional Asst. Director of Nursing and acted as an agent of CORIZON HEALTH, INC, and the CITY to provide medical services in the CITY'S detention facilities.

13. All medical Defendant whom was employed by CORIZON HEALTH, INC was subsequently employed by Defendant HEALTH AND HOSPITAL CORP, after CORIZON HEALTH contact no longer exist, but was renewed by the HEALTH AND HOSPITAL CORP.

14. Defendant Erik BERLINER, is and was at all relevant times herein the disability rights corrdinator allegedly of the municipal DEPARTMENT OF CORRECTION ("DOC"), designated with the responsibility to corrdinate ("DOCS") efforts to comply with ("DOCS") obligations under the American with Disabilities Act, (ADA") with respect to ("DOCS") inmates in accordance with 28 C.F.R 35.107.

15. Defendant NIN EDWARDS, is and was at all relevant times herein the disability rights coorinator allegedly of the municipal DEPARTMENT OF CORRECTION, ("DOCS"), designated with the responsibility to coordinate ("DOC") efforts to comply with (DOCS") obligations under the American with Disability Act, ("ADA") with respect to ("DOCS") inmates in accordance with 28 C.F.R. 35.107.

16. This action arise and is brought pursuant to 42 U.S.C. section 1983, U.S.C. 12131, 28 C.F.R. 35.107, Title II of "ADA" section 504, discrimination, and Rehabilitation Act of 1973 to remedy the deprivation, under color of State law, or rights guaranteed by the Due Process Clause, the Equal protection Laws, Eighth, Sixth, First, Fourteenth Amendments to the United State Constitution. This Court has jurisdiction over this action pursuant to 28 U.S.C. sections 1331 and 1343.

17. This court has supplemental jurisdiction over plaintiffs State Law claims.

18. Plaintiff's claims for injuntive relief are authorized by Rule 65 of federal Rules of Civil procedure.

19. This cause arose in the Soutern District of new York, therefore venue is proper under 28 U.S.C section 1391(b).

III. Statement of Claim

20. At all relevant times herin, defendants were "persons" for the purpose of 42 U.S.C. 1983 1983, 42 U.S.C. 12131, Title II section 504 of the ("ADA") and Rehabilitation Act, Equal protection Laws, due process, and Freedom to practice religon, and acted under color of law to deprive plaintiff of his constitional rights as set forth more fully below

IV. Statement of Facts

21. Historically the City and DOCS have showed deliberate indifference , negligence and have discrimminated against disabled inmates being confined in its detention facilities, and have not followed mandates of the American with Disability Act or Rehabilitation Act and mandates of the law in general, WHEREAS, the United States of America had to bring a civil action against the New York City Department of Coorections to enforce a voluntary compliance of the public entity, and several other individual and class action lawsuits by disabled inmates which were against the City for violations of their constitutional rights, see: Bennett V. City, at, al. 07-CV-2823,(RPP) settlement agreement as well as previous Jude v. the City et, al.

22. CORIZON HEALTH, INC, which contract expired because they failed the inmates in ("DOCS") custody so bad that their contract was renewed by the HEALTH AND HOSPITAL CORP., however the same servants, agents, affiliated physicians, assistants, residents, interns aides, employeee and/or medical personnel stayed employed within the Citys detention facilities, which discriminated and shown deliberate Indifference and negligence towards disabled inmates in its custody in such a manner as to manifest a disregard for the safety and well-being of the plaintiff herein, and not in accordance with the good and accepted standards of medical care and practice, thereby causing plaintiff to sustain unnecessary and wanton infliction of pain, and permitting plaintiff condition to worsen and deterioate.

23.In general Defendants have discriminated, shown deliberate indifference and negligence towards the reasonable accommodations and Rehabilitation Act, and medical needs of disabled prisoners being held in its custody, and particularly neglected those of the plaintiff herein

24. "No qualified individual with a disability shall, by reason of such disability, be excluded from participation in or be denied the benefits of the services, programs, or activities of a public entity, or be subjected to discrimination by any such entity 42 U.S.C. 12132

25. Plaintiff a registred "legally blind" indivuidal whom has been housed as a disable inmate at ("NIC") dorm #3 on numerous occassions, whom utilizes a blind mobility cane, was removed from disable housing on or about the Month of May, 2015, because he was labled as a trouble maker, problematic inmmate whom liked to file grievances, complaints and lawsuits against DOCS and medical staff at ("NIC") and assist other disable inmates in litigating against the defendants for violations of their consitutional and ("ADA") rights.

26. Plaintiff has settled (2) or more lawsuits with ("DOCS) and the CITY for discrimination amonst other constitutional violations dealing with the ("ADA") and in general over the years.

27. Any disabled inmate whom is considered problematic, whom like to complain, file grieavnces, or lawsuits against ("DOCS") and the medical staff ("DOCS") conspire with medical to have them removed and ejected from disabled housing if the inmate isnt wheelchair bound which plaintiff have seen happened to several other inmates in the past which is an un-written policy and custom at ("NIC") which practices occured on a regular basis which prisoner legal services can verify by the complaints it has gotten throughout the years of it occuring with them, which is what occurred to plaintiff herein.

28. Defendant regard being housed at ("NIC") Dorm #3 disable housing as a privilege, and have no problem discriminating against an disabled inmate whom isnt wheelchaid bound, whom is considered a problem whether you have a disability or not.

29. Defendant CORIZON HEALTH, IN failed the disabled inmates and inmates in general medically that when their contract expired in 2015, they was terminated and Defendant HEALTH AND HOSPITAL CORP, picked up the contract, however kept the same servants, agents, affiliated physicians, assistants, residents, intern aides, employees and //or medical personnel whom failed the inmates in ("DOCS" detention facilities thoughtout the years

30. Many of the defendants learned about constitutional violations through, e-mails, phone calls, in writing and lawsuits from the disabled inmates, from the Legal Aid Society, Board of Correction and created or allowed to continue a policy or custom under which unconstitutional practices occurred, or failed to act on information indicating that unconstitutional acts were occurring, and was grossly negligent in managing the subordinates who caused the unlawful events which the Legal Aid society can verify, and which happened to plaintiff herein.

31. On or about May 2015, after refusing to go to court at ("NIC") ("DOCS") utilized a probe team which suited up with riot gear to make plaintiff go to court by force although he had no force order, plaintiff whom suffers from Schizophrenia, Bipolar major depressive Disorder took off all his clothing in the intake ("NIC") bull-pen and prepared to resist, ("DOC") efforts, wherupon ("DOCS") conspired with medical peronnel at ("NIC") to have plaintiff removed from disable housing although he was clearly legally blind and utilized a blind mobility cane, and been at (NIC) on several occassions.

32. Defendant frustared with plaintiff told him "dont worry now you're being ejected from disabled housing and going to population" plaintiff later that day when the shift changed plaintiff was told to go back to his housing unit Dorm 3, and prepare to be removed from disable housing to general population, whereupon plaintiff was subsequently transferred to the Anna. M Kross Center, ("AMKC") which usually intake Herion addicts.

33. When plaintiff arrived at ("AMKC") Defendants DOCS employees told him that he could no longer utilize his blind mobility cane which was confinscated from him and placed in his general property at the facility, the blind mobility cane belonged to plaintiff which he usually comes to prison with it, plaintiff was subsequently housed hours later in a maxium secuirty Risk Group, ("SRG") housing unit 15 U-pper, which housed nothing but Security Risk Group, ("SRG) Blood gang members.

34. Plaintiff blind mobility cane was placed in his personal property under #349-15-04029.

35. Plaintiff called defendant NINA EDWARDS the disability rights coordinator allegedly for ("DOCS"), and made complaints to defendant Edwards, Defendant e-mailed ("AMKC") administation after she said she address it, from her i-phone, stating to "DOC") that plaintiff is a "legally blind" individual and is always housed at ("NIC"), plaintiff was summoned to the clinic by a Dr. Ali who had the e-mail in front of her, Dr. Ali tried to send plaintiff back to ("NIC") after she exaimed him, however medical personnel at ("NIC") was claiming that plaintiff was only "legally Blind in one eye, plaintiff was told that medical staff that was blocking his return and she couldnt do anything about it but would house plaintiff closer to the clinic, and on the ground floor, however plaintiff was sent back to his house and nothing was ever done.

36. Plaintiff was ejected from disable housing and discriminated against on the basis of his disability, Defendants erroneously are under the impression that if you can see out of one eye that your only "legally Blind in one eye, inwhich if your vision is 20/200, you are declared legally blind which no :qualified individual with a disability, shall by reason of such disability, be excluded from participation in or be denied the benefits of the services, programs, or activities of a public entity, or be subjected to discrimination by any such entity 42 U.S.C. 12132, plaintiff was ejected from disabled housing for refusing to go to court.

37. Plaintiff acknowledges that defendants allegedly ejected him erroeeously, claiming he was only blind in one eye, defendant does not know about plaintiffs visual feild, or anything other then the allege claim that plaintiff is "legally blind" in one eye, if you are going on defendants assumtion then if your "legally blind, in both eye, then you'll be totally blind, and therefore not "legally Blind" which any low vision Doctor can testify too, or eye doctor can verify that if you are blind in one eye with 20/200 then you are declared "legally blind".

38. Any low vision **Clinician or Specialist** in the feild of vision loss can tesify that if you are blind in one eye, and have limited vision in the other you are legally blind, and that an Optomologist is not an eye Doctor or soppone that deals with individuals with eye diseases such as plaintiff and that they are only authorized to issue individuals eye glasses, they can't even declare someone with vision loss such as plaintiff, nevertheless plaintiff is "legally Blind and suffere from Glaucoma which causes vision lost, defendants prescribe him eye drops for Glaucoma, which causes vision loss, in addition plaintiff is a diabtic which causes vision loss, and is a registed "legally Blind" individual for the purposes of the claims herein.

39. The legal aid society e-mailed servants of DOCS medical at CORIZON HEALTH,,the Board of corrections, in regards to defendants claims to medical at ("AMKC") stating that they were full with no beds available, when medical personnel, at ("AMKC") tried to send plaintiff to disable housing, plaintiff fell down steps, which was noted in the e-mail see: attached, plaintiff was housed up stairs although he had vision problems and about (5) city Blocks away from the clinic, in 15-Upper an all ("SRG") Blood gang member housing unit.

40. After learning about plaintiffs condition from the e-mail and calls, and phone calls to defendants, defendants failed to correct the policy or custom under which unconstitutional practices occurred, maybe defendants were legal blind and didnt see the e-mail or letters written to ("DOCS") NINA EDWARDS.

41. Although defendants Nina Edwards instructed DOCS to house plaintiff at "NIC" disable housing, which DOCS controls and is responsible for, which defendant works for "DOCS" exculsively as the Disability Rights Coordinator with the responsibility to coordinate ("DOCS") efforts to comply with ("DOCS") obligations under the ("ADA") with respect to ("DOCS") inmates in accordance with 28 C.F.R. 35.107, defendant has failed disabled inmates throughout the years.

42. Defendant Edwards has failed disabled inmates in ("DOCS") custody throughout the years and has been named as a defendant in lawsuits from disabled inmates more then (10) times, defendant needs to be reported so the proper authories may determine whether or not she is fairly competently representing theinterest of the disabled inmates in ("DOCS") custody, and should be sanctioned for these serious violations.

43. Defendants ejected plaintiff from disabled housing on the day he refused court and the probe team had to suit up for him to make him go by force but stood down, which is written in log books in Dorm #3, as well as in the "NIC" intake which picks up courts plaintiff been seen the optomologist way before the date he was removed from disable housing and plaintiff seen the optomogist at his request to take his eye pressure cause thats all he was capable of doing for plaintiff, plaintiff was discriminated against soley cause of his disability.

44. Although defendant NINA EDWARDS instructed ("DOCS") to send plaintiff to ("NIC") disable housing, she failed to ensure that ("DOCS") followed her orders, she is the disability Rights Coordinator working directly for the commissioners office, and suppose to ensure that plainiff was properly housed, and not allowed medical personell to block his return, as medical do not own, operate, control Dorm #3 disability housing, its own, operated and controlled soely by ("DOCS") medical has no say so on whom comes and go that is general population for disabled inmates.

45. In part as a response to the rise in prison gangs and prison violence, ("DOC"S) created Security, Risk, Group, ("SRG") inmates and housed them in maxium security housing area to separate the most predatory and dangerous inmates from the rest of general population.

46. The classifcation and procedures used to assign inmates to the facility are inconsistent and undefined, and placed plaintiff health and safety in danger, by housing him amongst Secuiry Risk Group, ("SRG") Blood inmates which are propone to violence, with plaintiff clearly being a disabled inmate with no gang affilations which Blood gang members took advantage of all non gang members, plaintiff was housed under highly restrictive conditions, which were designed to segregate the most dangerous of inmates from general population

47. Condition in ("SRG") housing where plaintiff was placed are more restrictive than any other form of incarceration at ("DOC"), whereas at ("AMKC") ("SRG") housing units dont get daily sick-call, law library or allowed to go to Muslim service to practice plainitiffs religon, which all detainees are entitled too, and due to so many different gang seperationswithin the facility, which was designed to segrate the most dangerous prisoner from general population, therefore denying plaintiff the Equal protection, and right to practice his religon as a muslim.

48. All inmates are assigned a numerical security classification which suppose to be issued upon admission to inmates but is not, the inital security classifaction suppose to be based on numerous factors, (e.g. the nature of the underlying offense, criminal histroy, or gang affiliation) but is subject to modification at anytime during the inmates prison term if, for instance, he engages in misconduct or is deemed a security risk.

49. Plaintiff is not a Security Risk Group, ("SRG") inmate and has no gang affilations, and asserts that the procedures used to assign inmates to facilities are inconsistent and undefined, no official policy governing placement was in effect and that Hapharzard placements are not uncommon, which causes alot of individuals whom are not Security Risk Group, ("SRG") inmates or have no gang affiliations were nonetheless placed in Blood, Crip or latine King, or some other gang affiliation which caused inmates to be jumped, beaten, slashed with scaples or stabbed which has happened to plaintiff several times already while in ("DOCS") custody, and which happened on a daily basis on Rikers Island.

50. Placing plaintiff in Security Risk Group, ("SRG") housing as a 45 year old disable inmate imposes atypcial and significant hardship on him in relation to the ordinary incidents of prison life, as opposed to disable housing and placed his life in danger, denying him the right to attend muslim services denied him the right to practice his religon because of the Security Risk Group housing placement, which plaintiff has repeatedly been placed in Bood and Crips housing areas.

51. Assignment in Security Risk Group, "(SRG) housing not only placed plaintiffs life in danger, as plaintiff suffers from an mental Illness, and has a drop foot with a foot to knee-cap leg-brace which futher disables him, and walks with a cane, so going up steps and wlaking long distances are all difficult task, which plainitffs housing unit is equal to (5) City blocks in walking distance from where he is housed and he is a diabetic which has to walk to the clinic daily to check his blood sugar, although defendants had previously assured him that he would be housed closer to the clinic nothing was ever done.

52 Plaintiff tried to file a greiavnce in accordance to Directive 3802, however his greiavnce was determined to be non-grievable although you're entitled to file grievances under the ("ADA") in accordance to policy and procedure which shows that they were further deliberate indiferent to plaintiffs disability rights and serious medical needs, and reasonable accommodations in general.

53. A captain Nickles came to visit plaintiff while housed in a Security Risk Group, ("SRG") All crip housing unit which plaintiff fears for his life daily because every last sigle one of them is crip inmates, and told plaintiff that if another crip come to the house that plaintiff will have to pack his property and leave to allow the crip gang member the cell, as it is an all crip house, which the Bloods have the same policy however they force inmates out by jumping them and assualting them, to make room for other gang members and treat all other non-gang members indifferently and with distain.

54. The disability Rights Coordinator sent Captain Nickles a form to fill out which allows ("DOC") to look into your medical file and make a determination on whether to accept an inmate in disable housing which is and was only done cause plaintiff called 311 and made an complaint, defendnaT Knows plaintiff is a disable dinmates.

Claims for relief

55. That by reason of the foregoing, the plaintiff STEVEN JUDE, was severaly injured, and damaged, rendered sick, sore, lame and has been discriminated against as a disabled individual, sustained servere shock, and mental anguish, unnecessary and wanton pain and emotional upset, some of which injruies are permanetly caused to suffer, pain, inconveience, and other effects of suck injuries, plaintiff incerred and or in the future will necessarily incur future hospital and or medical expenses in an effort to be cured of said injuries, and plaintiff has suffered violations of his rights under the freedom to pratice his religon, and rights under the (ADA) , Title II section 504, and the Equal protection clause, plaintiff will be unable to pursue the usual duties with the same degree of efficiency as prior to the deliberate indifference and gross negligence, discrimination, and malpractice of the CITY and the DEPARTMENT OF CORRECTION,("DOCS") CORIZON HEALTH and the HEALTH AND HOSPITAL CORP, all to plaintiff's greeat damage.

relief Request

WHEREFORE, plaintiff request that this court grant the follwowing relief:

56. Plaintiff request an order declaring that the defendants have acted in violation of the ("ADA") Title II, section 504, violated the Equal Protection, right to practice religon, prior settlement agreements and their own polcy and procedures, and mandates of the law and the United States Constitution and State Laws.

57. Plaintiff request to be immediately placed in disable housing

Signed this 30th Day of december

Steven Jude

I declare under the penalty of perjury that the foregoing is true and correct..

Attachment B

Form: #7101R, Eff.: 09/10/12, Ref.: Dir. #3376 - page 1

City of New York - Department of Correction

INMATE GRIEVANCE AND REQUEST PROGRAM STATEMENT FORM

Inmate's Name:	Book & Case #:	NYSID # (optional):	
steven jude	310-16-01111		
Facility:	**Housing Area:**	**Date of Incident:**	**Date Submitted:**
AMKC	B-upper	12-4-16	12-5-16

All grievances and requests must be submitted within ten business days after the incident occurred, unless the condition or issue is on-going. The inmate filing the grievance or request must personally prepare this statement. Upon collection by Inmate Grievance and Request Program (IGRP) staff, IGRP staff will time-stamp and issue it a grievance/request reference number. IGRP staff shall provide the inmate with a copy of this form as a record of receipt within two business days of receiving it.

Request or Grievance:

Requesting disabled hosuing being discriminated against in hosuing am legally blind and needs reasonable accommodations also have a drop foot wear leg brace and utilizes a wheel chair shower chair for showers, stuck in general popualtion needs the assistance of a mobility aideas well ...American disABILITY Act..ADA

Action Requested by Inmate

Please read below and check the correct box:

Do you agree to have your statement edited for clarification by IGRP staff?	☐ Yes	☒ No
Do you need the IGRP staff to write the grievance or request for you?	☐ Yes	☐ No
Have you filed this grievance or request with a court or other agency?	☐ Yes	☐ No
Did you require the assistance of an interpreter?	☐ Yes	☐ No

Inmate's Signature: Steven Jude Date of Signature: 12-5-16

For DOC Office Use Only

IGRP RETAINS THE DOUBLE-SIDED ORIGINAL FOR ADMINISTRATIVE RECORDS.
IGRP MUST PROVIDE A COPY OF THIS FORM TO THE INMATE AS A RECORD OF RECEIPT.

Time Stamp Below:	Grievance and Request Reference #:	Category:
	Inmate Grievance and Request Program Staff's Signature:	

Copy - Inmate

CITY OF NEW YORK - DEPARTMENT OF CORRECTION

INMATE GRIEVANCE AND REQUEST PROGRAM

DISPOSITION FORM

Attachment - C

Form: # 7102R
Eff.: 09/12/12
Ref.: Dir. #3376

Grievance/Request Reference #3101601111
N/G(request for Acc'd)Jude,Steaven

Date Filed 12/12/16

Facility AMKC QBU

Title of Grievance or Request: Request for Acc'D

Category: #13

From IGRP Inmate Statement Form, print or type short description of request/grievance: GrievaNT alleges he is not receivinbg reasonable accommodation from NYCD.

Action Requested by Inmate: To be placed in disabled housing.

STEP 1: INFORMAL RESOLUTION

Check one box: ☒ Grievance ☐ Request ☒ Submission not subject to the IGRP process.

The Inmate Grievance and Request Program proposes to informally resolve your grievance or request as follows below. Alternatively, IGRP staff shall provide an explanation for why the submission is not subject to the IGRP process.

on 12/15/16, the Director of NYCD's American's with Disabilities Act stated the matter has been addressed.

A/R=Accepted.

Are you satisfied with the proposed resolution?

☐ Yes, I accept the resolution. ☒ No

I request a formal hearing of the Inmate Grievance Resolution Committee within 5 business days from notification of the proposed resolution. I understand that if my submission involves a request to exercise religious beliefs or practices not currently available, then the Committee on Religious Accommodation will review my request.

Inmate's Signature:	Date:	Grievance Supervisor's Signature:	Date:
[signature]	12/22/16	[signature]	12-15-16

Opt 4.2012

LIGHTHOUSE
INTERNATIONAL

New York Lighthouse
Vision Rehabilitation Service

August 20, 2008

10A4771

Re: Steven Jude
DOB: 03/22/1970

To Whom It May Concern,

Please be advised that Mr. Steven Jude is a patient of Lighthouse International. At his last visit on 08/20/08, best corrected VA was found to be 1 foot/300 (20/6000) OD, and HM OS, thereby rendering Mr. Jude Legally Blind from Glaucoma OD, OS. Due to his extremely impaired vision, climbing steps, seeing traffic lights, crossing streets, seeing street signs and reading are all extremely difficult tasks. Mr. Jude is at great risk for injury should he need to use mass transit without the assistance of a sighted guide. Please assist this nice gentleman in any way possible. If you have any questions, please feel free to contact me.

Sincerely,

Andrea Zimmerman

Andrea Zimmerman, OD FAAO
Lighthouse International Low Vision Clinician

111 East 59th Street New York, NY 10022-1202
Tel: (212) 821-9200 Fax: (212) 821-9707 TTY: (212) 821-9713 www.lighthouse.org

Wilker, Dale

From: Wilker, Dale
Sent: Monday, June 08, 2015 1:07 PM
To: Jay Cowan (Jay.Cowan@Corizonnyc.com); Dr. Homer Venters; Erik.Berliner@doc.nyc.gov
Cc: Nina.Edwards@doc.nyc.gov; 'CONSTITUENT SERVICES'; Heidi Grossman, Esq; Laura Mello, Esq; Nadene Pinnock, Esq; Alixzondra Jasmin, RN; Athanasia Toumanidis; Dr. Anthony Waters; Dr. Luis Cintron; Dr. R. Macdonald; Dr. Zachary Rosner; Eric Zimiles; George Axelrod; Nancy Arias RN; Patricia Morgese; Pinney, Becky; Amy-Monique Waddell (AWaddell@boc.nyc.gov); Ashley D'Inverno; Chai Park; Felix Martinez (fmartinez@boc.nyc.gov); Richard T. Wolf (rtwolf@boc.nyc.gov); Tonya (BOC) Glover
Subject: TRANSFER REQUEST TO NIC DISABILITY UNIT: Steven Jude 349-15-04029 AMKC

THE LEGAL AID SOCIETY

Mr. Jude is legally blind. He reports that he has been denied admission to the NIC Disability Unit because it is too full. However, that unit can hold as many as 70 beds and has on all of our visits been far under capacity.

He says that he remains at AMKC despite having a document from the DOC Disability Coordinator, Nina Edwards, stating to the AMKC administration that he is to be housed at NIC.

In the meantime, he says that he fell down stairs at AMKC due to his poor eyesight and lack of a guide to assist him to get around safely.

Would you please intervene to transfer Mr. Jude to NIC today?

ADA
In accordance with the Americans With Disabilities Act, DOC Directive 3802 on Reasonable Accommodations, and DOH policy and procedures, please consider this email as a formal request for reasonable accommodation of his disability and needs.

Thank you for your attention to this matter.

Dale A. Wilker

Staff Attorney
The Legal Aid Society
Civil Practice / Prisoners' Rights Project
199 Water Street, Room 3059
New York, New York 10038
tel: 212-577-3530 ext. 3943
fax: 212-509-8433
email: dwilker@legal-aid.org

Opt 4·2012

LIGHTHOUSE
INTERNATIONAL

New York Lighthouse
Vision Rehabilitation Service

August 20, 2008

Re: Steven Jude 10A4771
DOB: 03/22/1970

To Whom It May Concern,

Please be advised that Mr. Steven Jude is a patient of Lighthouse International. At his last visit on 08/20/08, best corrected VA was found to be 1 foot/300 (20/6000) OD, and HM OS, thereby rendering Mr. Jude Legally Blind from Glaucoma OD, OS. Due to his extremely impaired vision, climbing steps, seeing traffic lights, crossing streets, seeing street signs and reading are all extremely difficult tasks. Mr. Jude is at great risk for injury should he need to use mass transit without the assistance of a sighted guide. Please assist this nice gentleman in any way possible. If you have any questions, please feel free to contact me.

Sincerely,

Andrea Zimmerman

Andrea Zimmerman, OD FAAO
Lighthouse International Low Vision Clinician

New York State Office of Children and Family Services
Commission for the Blind and Visually Handicapped
80 Maiden Lane, 23rd Floor
New York, NY 10038

Verification of Legal Blindness

Name: STEVEN JUDE	CBVH Registration No. CF# 162955
Address: 2225 BRONXWOOD AVENUE, #4-E BRONX, NY 10469	

The above named person is registered as legally blind with the Commission for the Blind and Visually Handicapped in accordance with New York State law, Section 8704.

Signature: [signature]
Title: Director, Program Evaluation and Support
Date: 02/02/2010

RECEIVED CBVH DISTRICT OFFICE #8
2010 FEB 11 PM 3:05

NEW YORK STATE | Commission for the Blind

ANDREW M. CUOMO
Governor

SHEILA J. POOLE
Acting Commissioner

Verification of Legal Blindness

Name: STEVEN JUDE #72469-054	NYSCB Registration No. CF# 162955
Address: M.C.C. 150 Park Row New York, NY 10007	

The above named person is registered as legally blind with the Commission for the Blind in accordance with New York State law, Section 8704.

Signature: Roger T. Gray

Title: Director, Program Evaluation and Support
Date: 08/19/2015

I Milan Heggs 14 11 504342 being duley sworn in deposes and say;that I was an immate housed at NIC DORM 3 and that due to me having a fight I was ejected from NIC and removed to general poppulation.I am a disabled inmate who had/has my personal wheelchair taken away from meby D.O.C.staff.Iwas discriminated against, and put into the box with no infraction.

x------------------

Milan Heggs

sworn to before me this 29th
day of Dec 2016

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notary public

MARK DUKE
Notary Public - State of New York
No. 01DU6343741
Qualified In Kings County
My Commission Expires June 20, 2020

NYC Health
DIVISION OF HEALTH CARE ACCESS AND IMPROVEMENT
CORRECTIONAL HEALTH SERVICES

AFTER CARE LETTER

Date: 12/27/16

To Whom It May Concern:

Patient: Jude, Steaven has been under our care for the following conditions: 3101601111

I. Health Problems

II. Treatments; Medications; Date; Follow-up Needs

axis I: unspecified schizophrenia, unspecified condition
Major Depressive D/O, nos
Cocaine Dependence, institutional remission

Meds: Geodon Capsule, 80mg, total dose, 80mg, bedtime
Wellbutrin Tablet, 100mg, Total dose: 100mg BID
Remeron Tablet, 15mg, total dose: 15mg, bedtime

Follow-up care is required for the above condition(s)

Y. LaBarca, MA
Licensed, MH Clinician

Clinic Tel. #: (347) 774-7000

Steven Jude 310-16-01111
AMKC
18-18 HazenSt
E. Elmhurst, NY 11370

USA FOREVER
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O.H.

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Pro-Se office
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Southern District of New York
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Ny, NY 10007

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